Hnited States District Court FILED FOR THE PIETRICT OF CALIFORNIA PROSPER

VENUE: SAN FRANCISCO

UNITED STATES OF AMERICA,

V.

OSCAR FLORES, JONATHAN JUAREZ-HERNANDEZ a/k/a Antonio, and OLIVIA HERNANDEZ-GALVAN.

DEFENDANT(S).

SUPERSEDING INDICTMENT

18 U.S.C. § 1028(a)(1) - Production of False Identification Documents; 18 U.S.C. § 1028(a)(2) - Transfer of False Identification Documents; 18 U.S.C. § 1028(a)(5) - Possession of Document Making Implement; 18 U.S.C. § 2 - Aiding and Abetting; 18 U.S.C. § 928(a)(2)(B) - and 1028(b)(5) Criminal Forfeiture

A true bill. Foreman ζ Filed in open court this day of BETTY P. LEE Clerk

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO	O A CRIMINAL ACTION - IN U.S. DISTRICT COURT
BY: COMPLAINT INFORMATION INDICTMENT	Name of District Court, and/or Jugge/Magistrat/ Vocation
X SUBERSEDING	20.
OFFENSE CHARGED	SAN FRANCISCO DIVISION
Count 1-6: Title 18 U.S.C. Sections 1028(a)(1)-(2), and (5), and Petty 2.	B. A.
Minor	The state of the s
Misde mean	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
▼ Felon	DISTRICT COURT NUMBER
PENALTY: Per count: Maximum Prison Term of 15 Years, or \$250,000 Fine, or Both; 3 years supervised release	11-0274 WHA
333,7,743,744,734	11 02/11/11/1
	DEFENDANT
PROCEEDING	IS NOT IN CUSTODY
Name of Complaintant Agency, or Person (& Title, if any)	Has not been arrested, pending outcome this proceeding.
	1) If not detained give date any prior summons was served on above charges
U.S. Immigration and Customs Enforcement person is awaiting trial in another Federal or State Court,	
give name of court	
	3) Is on Bail or Release from (show District)
this person/proceeding is transferred from another district	
per (circle one) FRCrp 20, 21, or 40. Show District	IS IN CUSTODY
	IS IN CUSTODY 4) 💢 On this charge
this is a reprosecution of	The straige
charges previously dismissed which were dismissed on motion SHOW	5) On another conviction
of: Ocket No.	
U.S. ATTORNEY DEFENSE	If answer to (6) is "Yes", show name of institution
-	
this prosecution relates to a pending case involving this same	Has detainer Yes If "Yes" give date
defendant MAGISTRATE CASE NO.	No J filed
prior proceedings or appearance(s)	DATE OF Month/Day/Year ARREST 4/12/11
before U.S. Magistrate regarding this defendant were recorded under	Or if Arresting Agency & Warrant were not
Name and Office of Person	DATE TRANSFERRED Month/Day/Year
Furnishing Information on this form MELINDA HAAG	TO U.S. CUSTODY
▼ U.S. Attorney ☐ Other U.S. Agency	
Name of Assistant U.S. Attorney (if assigned) SAUSA Patricia Spaletta	This report amends AO 257 previously submitted
	ORMATION OR COMMENTS ————————————————————————————————————
PROCESS:	
☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT	Bail Amount:
If Summons, complete following: Arraignment Initial Appearance	* Where defendant previously apprehended on complaint, no new summons or
Defendant Address:	warrant needed, since Magistrate has scheduled arraignment
	Date/Time: Before Judge:
Comments	

DEFENDANT INFORMATION RELATIVE TO	O A CRIMINAL ACTION - IN U.S. DISTRICT COURT
	A STAINING LASTISM - IN U.S. DISTRICT COOK!
BY: ☐ COMPLAINT ☐ INFORMATION ☐ INDICTMENT	Name of District Court, and/or Judge/Magistrate Location
OFFENSE CHARGED X SUPERSEDIN	
Counts 2-6: Title 18 U.S.C. Sections 1028(a)(1)-(2), and (5), Petty	SAN FRANCISCO PINISION D
and 2. Minor	DEFENDANT - U.S
Misde	- C.
☐ mean	or US v. JONATHAN JUAREZ-HERNANDEZ aka Antonio
▼ Felon	1 DISTRICT COURT NUMBER
PENALTY: Per count: Maximum Prison Term of 15 Years, or \$250,000 Fine, o Both; 3 years supervised release	11-0274 WHA
	DEFENDANT
PROCEEDING —	IS NOT IN CUSTODY
Name of Complaintant Agency, or Person (& Title, if any)	Has not been arrested, pending outcome this proceeding.
	If not detained give date any prior summons was served on above charges
U.S. Immigration and Customs Enforcement person is awaiting trial in another Federal or State Court,	-
give name of court	2) Is a rugitive
	3) Is on Bail or Release from (show District)
this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District	
	IS IN CUSTODY
	4) X On this charge
this is a reprosecution of charges previously dismissed	5) On another conviction
which were dismissed on motion SHOW	➤ Federal T State
of: U.S. ATTORNEY DEFENSE	6) Awaiting trial on other charges
11-0274 WHA	If answer to (6) is "Yes", show name of institution
this prosecution relates to a	U Ves 1 If "Yes"
pending case involving this same defendant MAGISTRATE	Has detainer Yes If "Yes" give date
CASE NO.	DATE OF Month/Day/Year
prior proceedings or appearance(s) before U.S. Magistrate regarding this	ARREST 4/12/11
defendant were recorded under	Or if Arresting Agency & Warrant were not
Name and Office of Person	DATE TRANSFERRED Month/Day/Year
Furnishing Information on this form MELINDA HAAG	TO U.S. CUSTODY
x U.S. Attorney ☐ Other U.S. Agency	
Name of Assistant U.S. Attorney (if assigned) SAUSA Patricia Spaletta	This report amends AO 257 previously submitted
	ORMATION OR COMMENTS —————————
PROCESS:	
☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT	Bail Amount:
If Summons, complete following: Arraignment Initial Appearance	* Where defendant previously apprehended on complaint, no new summons or
Defendant Address:	warrant needed, since Magistrate has scheduled arraignment
Solorida (radios)	Date/Time: Before Judge:
	Date/ Hitle Before Judge
Comments:	

DEFENDANT INFORMATION RELATIVE TO	O A CRIMINAL ACTION - IN U.S. DISTRICT COURT
BY: COMPLAINT INFORMATION INDICTMENT OFFENSE CHARGED Counts 4 and 6: Title 18 U.S.C. Sections 1028(a)(1) and (5), and 2. Minor Misde mean Example Felon PENALTY: Per count: Maximum Prison Term of 15 Years, or \$250,000 Fine, or 80th; 3 years supervised release	DEFENDANT - U.S DEFENDANT - U.S US v. OLIVIA HERNANDEZ-GALVAN DISTRICT COURT NUMBER 11-0274 WHA
PROCEEDING ———	DEFENDANT IS NOT IN CUSTODY
Name of Complaintant Agency, or Person (& Title, if any) U.S. Immigration and Customs Enforcement person is awaiting trial in another Federal or State Court, give name of court	Has not been arrested, pending outcome this proceeding. 1) If not detained give date any prior summons was served on above charges 2) X Is a Fugitive
this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District this is a reprosecution of charges previously dismissed which were dismissed on motion of: U.S. ATTORNEY DEFENSE	3)
this prosecution relates to a pending case involving this same defendant prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under Name and Office of Person MELINDA HAAC	Has detainer Yes been filed? No South Month/Day/Year ARREST Or if Arresting Agency & Warrant were not DATE TRANSFERRED Month/Day/Year TO U.S. CUSTODY
Furnishing Information on this form MELINDA HAAG X U.S. Attorney Other U.S. Agency	
Name of Assistant U.S. Attorney (if assigned) SAUSA Patricia Spaletta	This report amends AO 257 previously submitted
PROCESS: SUMMONS NO PROCESS* WARRANT If Summons, complete following: Arraignment Initial Appearance Defendant Address: Comments:	Bail Amount: * Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment Date/Time: Before Judge:

TOU MAY 31 P R. 59 1 MELINDA HAAG (CABN 132612) United States Attorney 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION 10 11 UNITED STATES OF AMERICA, Criminal No.: 11-0274 WHA Plaintiff, 13 VIOLATIONS: Title 18, United States Code, 14 Section 1028(a)(1) - Production of False Identification Documents; Title 18, United OSCAR FLORES, 15 States Code, Section 1028(a)(2) - Transfer of JONATHAN JUAREZ-HERNANDEZ, False Identification Documents; Title 18, 16 a/k/a Antonio, and OLIVIA HERNANDEZ-GALVAN. United States Code, Section 1028(a)(5) -Possession of Document making Implement: 17 Title 18, United States Code, Section 2 -**Defendants** Aiding and Abetting; Title 18, United States 18 Code. Sections 982(a)(2)(B), and 1028(b)(5) -Criminal Forfeiture 19 20 SAN FRANCISCO VENUE 21 22 23 SUPERSEDING INDICTMENT The Grand Jury charges: 24 COUNT ONE: (18 U.S.C. § 1028(a)(2) - Transfer of False Identification Documents) 25 On or about November 12, 2010, in the Northern District of California, the defendant, 26 27 OSCAR FLORES, did knowingly transfer identification documents, authentication features, and false identification

SUPERSEDING INDICTMENT

1	documents, to wit: a permanent resident card and social security card, knowing that such
	documents were produced without lawful authority and appeared to be issued by and under the
2	
3	•authority of the United States; all in violation of Title 18, United States Code, Section
4	1028(a)(2).
5	COUNT TWO: (18 U.S.C. § 1028(a)(1) - Production of False Identification Documents); (18 U.S.C. § 2 - Aiding and Abetting)
6	On or about December 21, 2010, in the Northern District of California, the defendants,
8	OSCAR FLORES, and JONATHAN JUAREZ-HERNANDEZ, a/k/a Antonio,
9 10	did knowingly and without lawful authority produce identification documents, authentication
	features, and false identification documents, to wit: two permanent resident cards and two social
11	security cards, that appeared to be issued by and under the authority of the United States; all in
12 13	violation of Title 18, United States Code, Sections 1028(a)(1) and 2.
14	COUNT THREE: (18 U.S.C. § 1028(a)(2) - Transfer of False Identification Documents); (18 U.S.C. § 2 - Aiding and Abetting)
15	On or about December 21, 2010, in the Northern District of California, the defendants,
16 17	OSCAR FLORES, and JONATHAN JUAREZ-HERNANDEZ, a/k/a Antonio
18	did knowingly transfer identification documents, authentication features, and false identification
19	documents, to wit: two permanent resident cards and two social security cards, knowing that such
20	documents were produced without lawful authority and appeared to be issued by and under the
21	authority of the United States; all in violation of Title 18, United States Code, Section
22	1028(a)(2) and 2.
23	COUNT FOUR: (18 U.S.C. § 1028(a)(1) - Production of False Identification Documents); (18 U.S.C. § 2 - Aiding and Abetting)
24	On or about March 17, 2011, in the Northern District of California, the defendants,
25 26	OSCAR FLORES, and JONATHAN JUAREZ-HERNANDEZ,
27	a/k/a Antonio, and OLIVIA HERNANDEZ-GALVAN,
28	did knowingly and without lawful authority produce identification documents, authentication

1	features, an
2	security car
3	violation of
4	COUNT FI
5	On
6	On (
7	
8	1:11
9	did knowin
10	documents,
11	documents
12	authority of
13	1028(a)(2).
14	COUNT SI
15	Fron
16	District of (
17	
18	
19	
20	did knowin
21	hardware, a
22	production
23	and suited f
24	authority of
25	1028(a)(5)
26	<u>FORFEITU</u>
27	
28	1. U

features, and false identification documents, to wit: two permanent resident cards and two social security cards, that appeared to be issued by and under the authority of the United States; all in violation of Title 18, United States Code, Sections 1028(a)(1) and 2.

COUNT FIVE: (18 U.S.C. § 1028(a)(2) - Transfer of False Identification Documents); (18 U.S.C. § 2 - Aiding and Abetting)

On or about March 17, 2011, in the Northern District of California, the defendants,

OSCAR FLORES, and JONATHAN JUAREZ-HERNANDEZ, a/k/a Antonio,

did knowingly transfer identification documents, authentication features, and false identification documents, to wit: two permanent resident cards and two social security cards, knowing that such documents were produced without lawful authority and appeared to be issued by and under the authority of the United States; all in violation of Title 18, United States Code, Sections 1028(a)(2).

COUNT SIX: (18 U.S.C. § 1028(a)(5) - Possession of Document Making Implement); (18 U.S.C. § 2 - Aiding and Abetting)

From on or about December 21, 2010, to on or about April 12, 2011, in the Northern District of California, the defendants,

OSCAR FLORES, and JONATHAN JUAREZ-HERNANDEZ, a/k/a Antonio, and OLIVIA HERNANDEZ-GALVAN,

did knowingly possess a document-making implement, to wit, a laminating device, computer hardware, a paper cutter, and a printer, with the intent that the implement would be used in the production of false identification documents, and the document-making implement was designed and suited for making false identification documents that appeared to be issued by and under the authority of the United States; all in violation of Title 18, United States Code, Sections 1028(a)(5) and 2.

FORFEITURE ALLEGATION: (18 U.S.C. §§ 982(a)(2)(B), and 1028(b)(5) - Criminal Forfeiture)

 Upon conviction of one or more of the offenses alleged in Counts One through Six of this Superseding Indictment, defendants shall forfeit to the United States, pursuant to 18

	il
1	U.S.C. § 982(a)(2)(B) and property constituting, or derived from, proceeds obtained directly or
2	indirectly, as the result of such violation(s), and, pursuant to Title 18, United States Code,
3	Section 1028(b)(5), any personal property used or intended to be used to commit the offenses;
4	2. If any of the property, as a result of any act or omission of the
5 6	defendant: a. cannot be located upon the exercise of due diligence;
7	b. has been transferred or sold to, or deposited with, a third party;
8	c. has been placed beyond the jurisdiction of the Court;
9	d. has been substantially diminished in value; or
10	e. has been commingled with other property which cannot be divided without difficulty.
11	the United States of America shall be entitled to forfeiture of substitute property pursuant to
12	Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code,
13	Sections 982(b)(1) and 1028(g).
14	All pursuant to 18 U.S.C. §§ 982(a)(2)(B), and 1028(b)(5).
15	DATED: A TRUE BILL.
16	5-31-11 FORDPERSON
17	FORDPERSON
18	MELINDA HAAG United States Attorney
19	6.50
20	ELISE BECKER
21	Chief, Special Prosecutions and National Security
22	What Tout I
23	(Approved as to form;) () () () () () () () () ()
24	Special Assistant United States Attorney
25	
26	
27	
28	